

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA
SOUTHWESTERN DIVISION**

United States of America,)	
)	
Plaintiff,)	ORDER
)	
vs.)	
)	
Nikolaus W. Black Elk,)	Case No. 1:06-mj-006
)	
Defendant.)	

The court **GRANTS** the government's request for leave to dismiss the complaint against the defendant pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure.

IT IS SO ORDERED.

Dated this 1st day of May, 2006.

/s/ Charles S. Miller, Jr.
Charles S. Miller, Jr.
United States Magistrate Judge